

PATENT

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, DC 20231
on July 26, 2001.

Heraldix Buedt

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Cavill et al.
Serial No.: 09/610,250
Filed: July 5, 2000
For: **Printer Apparatus with Selectable Photo Enhancement Project and Settings Storage Dynamically Definable User Interface and Functions and Template Definition**

Group Art Unit: 2851

Examiner: Not Assigned

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AUG 01 2001

OFFICE OF PETITIONS

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

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AUG 02 2001

Technology Center 2600

Dear Sir:

Transmitted herewith is a Request to Correct Inventorship Under 37 C.F.R. § 1.48(a) in the above identified application.

- ☐ No additional fee is required.
- ☐ Also attached: Petition for Suspension of Rule 37 C.F.R. § 1.48(a)(2), Consent of Lexmark International, Inc. Under 37 C.F.R. § 1.48 (a)(5) and Declaration and Power of Attorney.
- ☒ A check in the amount of \$130.00 is enclosed for the Request to Correct Inventorship
- ☒ A check in the amount of \$130.00 is enclosed for the Consent of Lexmark International, Inc.
- ☐ Please charge my Deposit Account No. 501889 in the amount of \$_____.
- ☒ The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment, to Deposit Account No. 501889, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Geoffrey L. Oberhaus

Geoffrey L. Oberhaus
Registration No. 42,955

GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45202
(513) 629-2805
Date: July 26, 2001
256027.01 LE138-100009

CN_LTB:261454.1.

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Healden Reed

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cavill et al :
 Serial No.: 09/610,250 : Group Art Unit: 2851
 Filed: July 5, 2000 : Examiner: Not Assigned

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OFFICE OF PETITIONS

For: **Printer Apparatus with Selectable Photo Enhancement Project and Settings Storage Dynamically Definable User Interface and Functions and Template Definition**

REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Attention: Office of Petitions
 Assistant Commissioner for Patents
 Box DAC
 Washington, DC 20231

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Technology Center 2600

Dear Sir:

Applicants request to correct the inventorship of the above-referenced application. Specifically, Applicants request to add Lynn Struttmann as an inventor on the above-referenced application. As corrected, the inventors for the above-referenced application are: (1) Barry Richard Cavill, (2) William Reed and (3) Lynn Struttmann. (37 CFR § 1.48(a)(1))

The inventor being added, Lynn Struttmann, is deceased.

A petition to Suspend the Rules under 37 CFR § 1.183 is enclosed herewith. The petition requests waiver of the statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. A deceased inventor is unable to make such statement. A petition fee in the form of a check for \$130.00 as set forth in 37 CFR § 1.17(h) is enclosed herewith. (37 CFR § 1.48(a)(3))

A new declaration by the inventors as required by 37 CFR § 1.63 is attached. Mr. Tim Struttmann, the legal representative of Lynn Struttmann, has made the required oath as permitted under 37 CFR § 1.42. (37 CFR § 1.48(a)(3))

A processing fee in the form of a check for \$130.00 as set forth in 37 CFR § 1.17(i) is enclosed herewith. (37 CFR § 1.48(a)(4))

Consent of Lexmark International, Inc., the assignee of the above-referenced application


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is also enclosed herewith. The assignment of the above-referenced application to Lexmark International, Inc. was recorded on Reel number 011263, Frame number 0245 on November 3, 2000. (37 CFR § 1.48(a)(5))

Please charge any additional fee required or credit for overpayment in connection with this communication to Deposit Account No. 501889.

Respectfully submitted,

By



Geoffrey L. Oberhaus

Registration No. 42,955

Attorney for Applicants

GRAYDON HEAD & RITCHEY LLP

1900 Fifth Third Center

511 Walnut Street

Cincinnati, Ohio 45202

(513) 629-2805

261188.1

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Box DAC, Washington, DC 20231 on July 24, 2001.

Heroldin Buedi

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cavill et al

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Serial No.: 09/610,250

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Group Art Unit: 2851

AUG 02 2001

Filed: July 5, 2000

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Examiner: Not Assigned

Technology Center 2600

For: Printer Apparatus with Selectable Photo Enhancement Project and Settings Storage Dynamically Definable User Interface and Functions and Template Definition

PETITION FOR SUSPENSION OF RULE 37 CFR §1.48(a)(2)

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

RECEIVED**AUG 01 2001****OFFICE OF PETITIONS**

Dear Sir:

Submitted herewith is a Request to Correct Inventorship.

Applicants petition the Commissioner of Patents & Trademarks under 37 CFR § 1.183 to suspend the rules and waive the required statement under 37 CFR § 1.48(a)(2) from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. The inventor being added, Lynn Struttman, is deceased. A deceased inventor is unable to make such statement. As such, Applicants petition for a suspension of the rules to allow waiver of the required statement under 37 CFR § 1.48(a)(2).

A petition fee in the form of a check for \$130.00 as set forth in 37 CFR § 1.17(h) is enclosed by check. Any deficiency or overpayment should be charged or credited to Deposit Account No. 501889.

RECEIVED: AUGUST 01 2001 09:00:00

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Respectfully submitted,

By



Geoffrey L. Oberhaus

Registration No. 42,955

Attorney for Applicants

GRAYDON HEAD & RITCHEY LLP

1900 Fifth Third Center

511 Walnut Street

Cincinnati, Ohio 45202

(513) 629-2805

261373.01

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, DC 20231

on July 26, 2001

Heraldo Buech

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cavill et al

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Serial No.: 09/610,250

:

Group Art Unit: 2851

Filed: July 5, 2000

:

Examiner: Not Assigned

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OFFICE OF PETITIONS

For: **Printer Apparatus with Selectable Photo Enhancement Project and Settings Storage Dynamically Definable User Interface and Functions and Template Definition**

CONSENT OF LEXMARK INTERNATIONAL, INC. UNDER 37 C.F.R. § 1.48(a)(5)

Lexmark International, Inc. gives its consent for the correction of inventorship for the above-referenced application. I have authority to act on behalf of Lexmark International, Inc.

Respectfully submitted,

By John J. McArdle, Jr.
John J. McArdle, Jr.

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DECLARATION
and
POWER OF ATTORNEY

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AUG 02 2001
Technology Center 2600

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Printer Apparatus with Selectable Photo Enhancement Project and Settings Storage Dynamically Definable User Interface and Functions and Template Definition**, the specification of which

☐ is attached hereto

☒ was filed on 07/05/2000 as
Application Serial No. 09/610,250
and was amended on _____
(if applicable)

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I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

WHEREAS, Tim Struttman of 1148 Westwood Lawrenceburg Ky
(address) is the Legal Representative of Lynn Struttman's estate.

PROOF OF AUTHORITY to act on behalf of the deceased inventor is attached hereto.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim U.S. provisional application or foreign priority benefits under Title 35, United States Code, §119 of any U.S. provisional applications or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior U.S. Provisional or Foreign Application(s)				
			Priority Claimed	
Number	Country	Day/Month/Year filed	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this

application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date)

(Status)
(patented, pending,
abandoned)

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AUG 01 2001

(Application Serial No.) (Filing Date)

(Status)
(patented, pending,
abandoned)

OFFICE OF PETITIONS

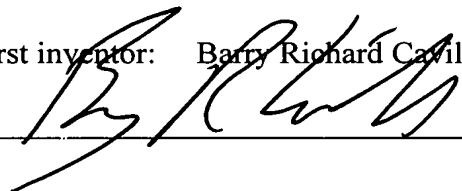
I hereby appoint John J. McArdle, Jr., Registration No. 26,770; Betsy Jacobs, Registration No. 34,189; John Pezdek, Registration No. 30,208; John A. Brady, Registration No. 22,020; Jacqueline Daspit, Registration No. 36,779; D. Brent Lambert, Registration No. 41,925; Michael T. Sanderson, Registration No. 43,082; Geoffrey L. Oberhaus, Registration No. 42,955; John P. Colbert, Registration No. 45,765; Victor C. Moreno, Registration No. 40,732, my attorneys, c/o Lexmark International, Inc., Intellectual Property Law Dept., 740 West New Circle Rd., Lexington, KY 40550 (606) 232-7843, with full power in each of them, of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the above-named U.S. attorneys to accept and follow instructions for **Lexmark International, Inc.** as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the undersigned and the aforementioned U.S. attorneys. In the event of a change in the firm or persons from whom instructions may be taken, the aforementioned U.S. attorneys will be so notified in writing by the undersigned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Barry Richard Cavill

Inventor's signature



7/5/01

Date

Residence: Kentucky, USA

Citizenship: US

Post Office Address: 3370 Tisdale Dr., Lexington, Kentucky 40503

Full name of second inventor: William Henry Reed

Inventor's signature William Henry Reed 7-10-01
Date

Residence: Kentucky, USA

Citizenship: US

Post Office Address: 771 Longwood Road, Lexington, Kentucky 40503

Full name of third inventor: Lynn Struttman (deceased)

I, Tim Struttman hereby declare that I am a citizen of United States, residing in
Kentucky, United States of America at 1148 Westwood Dr.

Lawrenceburg Ky

and that I am executing and signing this declaration as: (check one)

- ☒ the administrator(trix) of
☐ executor(trix) of the last will and testament of
☐ legal representative (or heirs) of

Lynn Struttman, US Citizenship, previously residing in Kentucky, USA at _____

(Post Office Address of deceased).

That, upon information and belief, I aver those facts that the inventor is required to state.

Legal Representative signature Tim Struttman 6-29-01
Date